

12-26-01

Express Mail Label No. EV 012823707 US

Box 509/A

UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket No. EXT-073C1
First Named Inventor Boles et al.
Title Detection of Non-Viral Organisms With SRP RNA

(Only for new nonprovisional applications under 37 CFR 1.53(b))

APPLICATION ELEMENTS

ADDRESS TO: Box Patent Application
Commissioner for Patents
Washington, D.C. 20231

1. ☒ Fee Transmittal Form
2. ☒ Small Entity Status
☒ Applicant claims small entity status
☐ Status established in prior application and is still proper and desired
3. ☒ Specification and Drawings [Total Pages 44]
 - Written Description - (29 pages)
 - Claims - (7 pages)
 - Abstract - (1 page)
 - Sheets of Drawings - (7 sheets)
☒ Formal
☐ Informal
4. ☒ Oath or Declaration [Total Pages 2]
 a. ☐ Newly executed (original)
 b. ☒ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 17 completed)
[Note Box 5 below]
5. ☒ Incorporation by Reference (usable if Box 4b is checked)
 The entire Disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☒ Application Data Sheet
7. ☒ Nucleotide and/or Amino Acid Sequence Submission
☒ Computer Readable Form (CRF)
☒ Paper Copy (identical to computer copy)
☐ CD (2 copies) (identical to computer copy)
☒ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

8. ☐ 37 CFR 3.73(b) Statement (when there is an assignee)
☐ Power of Attorney
9. ☐ English Translation Document (if applicable)
10. ☒ Information Disclosure Statement (IDS)/PTO-1449
☐ Copies of IDS Citations
11. ☒ Preliminary Amendment
☐ Drawings [Total Sheets]
12. ☒ Return Receipt Postcard (specifically itemized)
13. ☐ Certified Copy of Priority Document(s) (if foreign priority claimed)
14. ☐ Nonpublication Request Under 35 U.S.C. 122(b)
15. ☐ CD in duplicate for large table or computer program
16. ☒ Other:
 • Copy of Petition and fee for Extension of Time in prior application.
 • Transmittal of Formal Drawings

17. ☒ If a CONTINUING APPLICATION: Amend the specification by inserting on page 1, before the first line, the sentence: --
 This is a

☒ continuation ☐ divisional ☐ continuation-in-part of prior application Serial No. 09/336,609, filed on June 18, 1999, the entire disclosure of which is incorporated by reference herein.--

Priority to the above application(s) is claimed under 35 U.S.C. 120.

Prior application information: Examiner: J. Einsmann Group/Art Unit: 1655.

18. ☐ Priority - 35 U.S.C. 119

- ☐ Priority of application Serial No. _____ filed on _____ in _____ is claimed under 35 U.S.C. 119.
☐ The certified copy has been filed in prior U.S. application Serial No. _____/_____ on _____.
☐ The certified copy will follow.

CORRESPONDENCE ADDRESS

Direct all correspondence to: Patent Administrator
 Testa, Hurwitz & Thibault, LLP
 High Street Tower
 125 High Street
 Boston, MA 02110
 Tel. No.: (617) 248-7000
 Fax No.: (617) 248-7100
 Customer No. 021323

SIGNATURE BLOCK

Date: December 19, 2001
 Reg. No. 43,526
 Tel. No.: (617) 248-7476
 Fax No.: (617) 248-7100

Respectfully submitted,

Jennifer A. Camacho
 Attorney for Applicant(s)
 Testa, Hurwitz & Thibault, LLP
 High Street Tower
 125 High Street
 Boston, MA 02110

FEE TRANSMITTAL

FY 2002

Complete if Known

Application Serial Number	Continuation of 09/336,609
Filing Date	Herewith (December 19, 2001)
First Named Inventor	Boles et al.
Group Art Unit	Not yet assigned
Examiner Name	Not yet assigned
Attorney Docket No.	EXT-073C1

METHOD OF PAYMENT

1. ☒ Payment Enclosed:
☒ Check ☐ Money Order ☐ Other

2. ☒ The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531.

- ☐ Required Fees (copy of this sheet enclosed).
☒ Additional fee required under 37 CFR 1.16 and 1.17.
☒ Overpayment Credit.

3. ☒ Applicant claims small entity status.

FEE CALCULATION

1. FILING FEE

Large Entity

Fee (\$)	Fee Description	Fee Paid
740	Utility filing fee	740.00
330	Design filing fee	
160	Provisional filing fee	

Number Filed	Number Extra	Rate	Amount
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Total Claims - 20 = x \$ 18.00 = 0

Independent Claims - 3 = x \$ 84.00 = 0

☐ Multiple Dependent Claim(s), if any \$280.00 =

TOTAL: 740.00

SMALL ENTITY DISCOUNT: 370.00

SUBTOTAL (1) (\$) 370.00

2. AMENDMENT CLAIM FEES

Claims Remaining After Amend.	Highest No. Previously Paid For	Present Extra	Rate	Fee Paid
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Total - = x \$ 18.00 =

Indep. - = x \$ 84.00 =

☐ First Presentation of Multiple Dep. Claim + \$280.00 =

TOTAL: (\$)

SMALL ENTITY DISCOUNT: (\$)

SUBTOTAL (2) (\$0.00)

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
130	65	Surcharge - late filing fee or oath	
50	25	Surcharge - late provisional filing fee or cover sheet	
130	130	Non-English specification	
2,520	2,520	Request for ex parte reexamination	
110	55	Extension for reply within first month	
400	200	Extension for reply within second month	
920	460	Extension for reply within third month	
1440	720	Extension for reply within fourth month	
1960	980	Extension for reply within fifth month	
320	160	Notice of Appeal	
320	160	Filing a brief in support of an appeal	
280	140	Request for oral hearing	
130	130	Petitions to the Commissioner	
180	180	Submission of Information Disclosure Statement	
740	370	Filing a submission after final rejection (37 CFR 1.129(a))	
740	370	For each additional invention to be examined (37 CFR 1.129(b))	
100	100	Certificate of Correction for applicant's error	

Other fee (Specify)

Other fee (Specify)

SUBTOTAL (3) (\$) 0.00

SUBTOTAL (1) 370.00

SUBTOTAL (2) 0.00

SUBTOTAL (3) 0.00

TOTAL (\$) 370

CORRESPONDENCE ADDRESS

Direct all correspondence to:

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 High Street Tower-125 High Street
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SIGNATURE BLOCK

Respectfully submitted,

Date: December 19, 2001
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Jennifer A. Camacho
 Jennifer A. Camacho
 Attorney for the Applicants
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S):	Boles et al.	BATCH NO.:	Not yet assigned
SERIAL NO.:	Continuation of 09/336,609	GROUP NO.:	Not yet assigned
FILING DATE:	December 19, 2001	EXAMINER:	Not yet assigned
TITLE:	Detection of Non-Viral Organisms With SRP RNA		

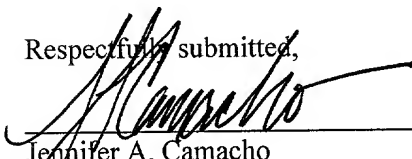
Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL OF FORMAL DRAWINGS

Sir:

Attached please find the formal drawings for this application –Number of sheets-7.

Respectfully submitted,



Jennifer A. Camacho
Attorney for Applicant(s)
Testa, Hurwitz, & Thibault, LLP
High Street Tower
125 High Street
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Date: December 19, 2001
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APPLICANTS: Boles et al.

SERIAL NO.: Continuation of 09/336,609 GROUP NO.: Not yet assigned

FILING DATE: Herewith (December 19, 2001) EXAMINER: Not yet assigned

TITLE: Detection of Non-Viral organisms With SRP RNA

Box PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231

**SUBMISSION OF PAPER COPY AND/OR COMPUTER READABLE COPY
OF SEQUENCE LISTING FOR INVENTION
CONTAINING NUCLEOTIDE AND/OR AMINO ACID SEQUENCE**

Sir:

1. ☐ This replies to the Patent Office Letter dated
☐ A copy of the Patent Office Letter is enclosed.
2. Submitted herewith is/are
(check each item as applicable)
 - A. ☒ a paper copy of the Sequence Listing for this application with each sequence assigned a separate identifier; and
 - B. ☐ a CD of the Sequence Listing for this application with each sequence assigned a separate identifier; and
 - C. ☒ a copy, in computer readable form, of the Sequence Listing for this application.

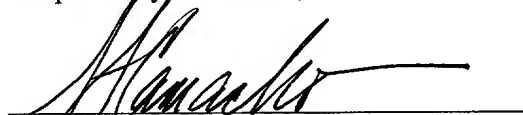
STATEMENT

3. I hereby state that:

(complete applicable items A, B and/or C)

- A. ☒ the content of the paper and computer readable copy submitted herewith are the same; and
- B. ☐ the content of the CD and computer readable copy submitted herewith are the same; and
- C. ☐ the content of the computer readable copy submitted herewith is the same as the Sequence Listing appearing on pages __ to __ of the original specification as filed; and
- D. ☒ this submission includes no new matter.

Respectfully submitted,



Jennifer A. Camacho
Attorney for Applicants
Testa, Hurwitz, & Thibeault, LLP
High Street Tower
125 High Street
Boston, Massachusetts 02110

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